

HOUSE BILL 2438  
By Odom

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 30, relative to civil service.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-30-208, is amended by deleting subsections (a) and (b) in their entirety and by substituting instead the following:

(a) The state service shall be divided into an executive service and a career service.

(b) The executive service shall consist of the following:

(1) Members of each board, commission, agency and authority; and the chief executive officer of each board, commission, agency and authority;

(2) The commissioner of each department; and one confidential administrative assistant for the commissioner;

(3) The deputy commissioner of each department; and one confidential administrative assistant for the deputy commissioner;

(4) Assistant commissioners within each department; and one confidential administrative assistant for each such assistant commissioner; and

(5) All positions in the governor's office.

Within any department, no position shall be designated as a deputy commissioner or assistant commissioner unless actual duties and responsibilities

necessarily vest the holder of the position with statewide policy making authority and also require the holder of the position to engage in direct personal consultation with the commissioner on a daily or almost daily basis.

Furthermore, within any department having fewer than five hundred (500) regular full-time employees in state service, there shall be not more than one (1) deputy commissioner and not more than five (5) assistant commissioners; and within any department having five hundred (500) or more regular full-time employees in state service, there shall be not more than one (1) deputy commissioner and not more than eight (8) assistant commissioners.

SECTION 2. Tennessee Code Annotated, Section 8-30-208, is amended by deleting subsections (d) and (e) in their entirety and by substituting instead the following:

(d) All executive orders issued pursuant to this section prior to the effective date of this act are hereby superseded and repealed.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.